



Attorney Docket: 622/42052DV
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: PIUS GRUENENFELDER ET AL.

Serial No.: 08/902,331

Group Art Unit: 1753

Filed: JULY 29, 1997

Examiner: GREGG CANTELMO

Title: MAGNETRON ATOMIZATION SOURCE AND METHOD OF USE THEREOF

REQUEST FOR RECONSIDERATION

Commissioner for Patents
Washington, D.C. 20231

Sir:

The following is responsive to the Office Action mailed on or about October 18, 2001.

Applicants attach hereto the Declaration of Walter Haag with the attached Sketch A which is the sketch submitted in the Response filed March 1, 1999. Please note that the filing date referenced in the Declaration is that of the parent case.

For the reasons set forth on the Declaration and previous submissions, the rejection of Claims 35-37, 44 and 45 under 35 U.S.C. §112, ¶1, as well as the consequent objection to the oath/declaration and to the Specification under 35 U.S.C. §132, are traversed.

Reconsideration is requested on grounds that the Haag Declaration makes clear that no new matter has been introduced into this case. Only that which is fairly and easily

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inferable from the original disclosure has been disclosed and claimed.

Accordingly, early and favorable action upon Claims 35-37, 44 and 45 is earnestly solicited.

If necessary to effect a timely response, this paper should be considered as a petition for an Extension of Time sufficient to effect a timely response, and please charge any deficiency in fees or credit any overpayments to Deposit Account No. 05-1323 (Docket #622/42052DV).

Respectfully submitted,



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